

VILLAGE OF FONTANA ON GENEVA LAKE
Walworth County, WI

Lakefront and Harbor Committee
Wednesday, December 1, 2010
(Official Minutes)

The monthly meeting of the Lakefront and Harbor Committee was called to order at 4:34 pm on December 1, 2010 by Chairperson Micki O'Connell.

Roll Call: Trustee Micki O'Connell, Rick Pappas, Lee Eakright, Joel Bikowski

Committee members absent: Ed Snyder, Robert Chanson, Steve Beers

Also Present: Administrator/Treasurer Kelly Hayden, Allen Kolbasuk, Margaret Lombardo, Mike Margraf, Village Clerk Dennis Martin, Assistant Zoning Administrator Bridget McCarthy, Building Inspector/Zoning Administrator Ron Nyman, Tom Whowell

Visitors Heard

Ed Snyder was not able to attend the meeting, but he sent a message to Martin stating that Fontana Shores has a plan and a contractor has been hired to reinstall the stairs to the shore path; however, when the contractor arrived at the site to put them in, the area was blocked with Audino's pier materials that have been taken out for the season. Snyder said the Fontana Shore stairs project will be completed in the spring.

General Business

Approval of Amended Minutes for Meeting Held September 29, 2010

Pappas/Eakright 2nd made a MOTION to approve the September 29, 2010 minutes as amended, and the MOTION carried without negative vote.

Approval of Minutes for Meeting Held October 27, 2010

Eakright/Pappas 2nd made a MOTION to approve the October 27, 2010 minutes as presented, and the MOTION carried without negative vote.

Lombardo Pier Permit – Tabled 5/26/10

McCarthy presented the background information on the proposed pier permit for 1100D South Lakeshore Drive, which is located in the Clear Sky Lodge subdivision and zoned Planned Development. McCarthy stated that although the DNR approved the pier permit, it was not presented to the Lakefront and Harbor Committee for a recommendation or to the Village Board for final approval. The new pier plan was installed last season without Village approval or Building Permits, and a notice of violation letter was issued by the Village of Fontana Building and Zoning Department. Nyman stated that according to the terms of the Planned Development ordinance that approved the Clear Sky Lodge subdivision, any modification to the piers has to be approved by two-thirds of the members of the association. Nyman stated that if the Village receives notification that the pier modification plan has been approved by the association membership, the permit can be presented to the Lakefront and Harbor Committee and Village Board for consideration. McCarthy stated that following the approval process for the Lombardo pier plan, the association should seek approval for an amendment to the Precise Implementation Plan for the Clear Sky Lodge Planned Development to update all the piers that have been modified or changed since the initial approval on August 1, 1988. Margaret Lombardo stated that she will submit to the Village a photocopy of the official minutes from the association meeting at which the pier modification plan received unanimous approval from the membership. Lombardo stated that she received wrong information from a former Gage Marine employee that the

modified pier plan had received all the necessary approvals or they would not have had it installed last season.

Pappas/Eakright 2nd made a MOTION to table the item until the applicant submits to the village a copy of the official minutes from the Clear Sky Lodge Association meeting at which the Lombardo pier proposal received approval by a vote of the membership. The MOTION carried without negative vote.

Jerry's Marine Barge Permit – Tabled 7/28/10, 8/25/10, 9/29/10 & 10/27/10

O'Connell stated that Pam Schense or a Wisconsin DNR legal department representative still has not contacted the village regarding a decision on the Jerry's Marine barge permit approval. Hayden suggested that the item be removed from the agenda until the Village receives further information or a decision from the DNR.

O'Connell/Pappas 2nd made a MOTION to table the item and remove it from the agenda until the Village receives further information or a decision from the DNR, and the MOTION carried without negative vote.

DMA Reviews for Codification Project – Clarify Belvidere Park Association Approval

Pappas stated that the diagram presented by Belvidere Park Association waterfront director Jere Eyer and approved by the committee at the October 27, 2010 meeting does not match the totals approved by the committee at the September 29, 2010 meeting. Eyer prepared an updated diagram of the mooring area for the association's 275 feet of lakefront footage and presented it for consideration at the October 27, 2010 committee meeting. At the September 29, 2010 meeting, the committee directed Eyer to map out the current DMA consisting of 11 buoys, 14 slips, 96-feet of ramp space, 3 scow or sailboat lifts and 2 PWC lifts. The diagram presented and approved on September 29, 2010 has 13 buoys instead of 11, and 119 total feet of ramp space instead of 96 feet. Pappas stated that he and O'Connell met again with Eyer to discuss the diagram, but they were not comfortable making a decision on behalf of the entire committee about the two additional buoys and the 23 additional feet of ramp space. In response to a question from Hayden, O'Connell stated that the Belvidere Park DMA is the last one that has to be reviewed before all the DMAs can be codified and the project concluded. The committee members decided that Eyer should be invited to attend the next committee meeting to discuss the situation and amend the diagram if necessary.

Pappas/Bikowski 2nd made a MOTION to table the item until the next monthly meeting, and the MOTION carried without negative vote.

Commercial Launch Rate Review – Tabled 9/29/10 & 10/27/10

The commercial launch rates and total revenue figures from when the rate was established in 2002 through 2010 were distributed. O'Connell stated that the launch staff reported that the reduction in commercial launches this past season actually helped reduce the associated congestion; however, the overall congestion at the launch from residential boaters was very problematic with the reduced number of stalls in the boat trailer parking lot and boat trailer parking on streets causing traffic to backup on Lake Street and Third Avenue. Tom Howell stated that commercial launch revenue is down because the Village raised the fee, and if it is the goal of the Village to increase revenue, he would suggest a fee reduction. Howell stated that traffic and noise concerns expressed by property owners in the area of the launch are created by trucks and motorcycles being driven up Kinzie Avenue through the residential neighborhood, and he would suggest allowing for two-way traffic on lower Third Avenue. A discussion ensued on the establishment of the commercial rate in 2002, the fact that the resident launch rates are more expensive than the commercial rate, and the CDA's decision to reduce the total number of parking stalls in the boat trailer parking lot. O'Connell stated that the Village of Fontana should consider eliminating the commercial rate since Fontana is the only municipality on the lake that

offers a special commercial rate. Pappas stated that he thinks the commercial rate should be in line with what residents have to pay to have their boats launched, and maybe the commercial rate should be eliminated since only two businesses are using the launch regularly. Pappas then made a motion to eliminate the commercial launch rate and it was seconded by O'Connell. Hayden stated that even if the commercial rate is eliminated, the Village will still need a billing system for commercial launch businesses. Pappas and O'Connell agreed that the recommendation to eliminate the commercial rate should include the recommendation to establish a billing system for businesses that use the launch, but to charge the appropriate launch rate depending on the length of the boat and if the boat owner is a resident or nonresident. Eakright stated that he would recommend waiting to vote on the proposal until the other three committee members are present to provide input. O'Connell stated that she agreed with Eakright and she would prefer that all the committee members are present for the vote. Pappas and O'Connell then withdrew their motion and second.

O'Connell/Eakright 2nd made a MOTION to table the item until the next monthly meeting, and the MOTION carried without negative vote.

Mooring Lease Language Review of Ramp Space Limitation – Tabled 8/25/10, 9/29/10 & 10/27/10

O'Connell asked if there is a problem with the 4-foot width of the ramp spaces. Hayden stated that there were problems with two of the people who leased ramp spaces this past season as their wave runners were wider than 4 feet and extended into the adjacent spaces. Hayden stated that one of the people with the wide wave runners worked with the Village to locate the watercraft in a stall adjacent to smaller watercrafts; however, the other person was difficult to deal with throughout the season. Hayden stated that the lease is clear that watercrafts must be confined within the 4-foot width limitation for the ramp spaces and staff can work with any potential issues. At the September 29, 2010 meeting, the committee approved a motion to recommend that the mooring lease language be amended to state that if a property owner sells his property or a resident moves out of the Village after a mooring lease has been issued, the lease is valid until the end of the current season, but it is not eligible to be renewed the next season.

Pappas/Eakright 2nd made a MOTION to take no action on the ramp space limitation issue but to move forward with the other recommended amendment to the mooring lease contract for 2011, and the MOTION carried without negative vote.

Launch Season Extension Review

Hayden stated that extending the end of the manned boat launch season from October 15 until October 31 was not really worth the effort and the village actually ended up losing about \$380 because of employee salary expenses. The committee members reached a consensus following discussion that the trial period was not successful and the end of the launch season should be set back to October 15. O'Connell stated that her concern is that commercial businesses are not paying in the honor box when they launch before and after the village launch is manned. Hayden stated that as well as working out a billing system for commercial businesses for launching at the Village launch site during the season, a system for commercial launch employees to use the honor box before and after the launch is manned has to be worked out. Hayden stated that some sort of tickets or slips of paper can be created for the commercial launch business employees to deposit in the honor box, and invoices can be prepared from the tickets or slips of paper.

Pappas/O'Connell 2nd made a MOTION to recommend that the trial period be ended and the village boat launch be manned each season from April 15 to October 15, and the MOTION carried without negative vote.

Set Next Meeting Date

The next monthly meeting date is Wednesday, January 26, 2011 at 4:30 pm.

Adjournment

Bikowski/Eakright 2nd made a MOTION to adjourn the meeting at 5:27 pm, and the MOTION carried without negative vote.

Minutes prepared by: Dennis L. Martin, village clerk

Note: These minutes are subject to further editing. Once approved by the Lakefront and Harbor Committee, the official minutes will be kept on file at the Village Hall.

APPROVED: 1/26/11